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8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION  
12

13 UNITED STATES OF AMERICA, )  
14 Plaintiff, )  
15 v. )  
16 ERNEST ORTEGA, )  
17 Defendant. )

No. 11-71374 MAG

STIPULATION AND ~~PROPOSED~~  
ORDER EXCLUDING TIME  
FROM DECEMBER 15, 2011 TO  
JANUARY 26, 2012

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19 The parties request and stipulate that, pursuant to Federal Rule of Criminal Procedure  
20 (FRCP) 5.1(d), the time limits set forth in FRCP 5.1(c), be tolled and waived from December 15,  
21 2011 to January 26, 2012. The parties agree that – taking into account the public interest in  
22 prompt disposition of criminal cases – good cause exists for this extension. Defendant also  
23 agrees to toll and to waive for this period of time any time limits applicable under Title 18,  
24 United States Code, Section 3161, for the effective preparation of both parties.

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STIP. AND PROP. ORDER RE: TIME EXCLUSIONS  
11-71374 MAG

1 Undersigned defense counsel represents that he has spoken with his client, Mr. Ortega  
2 and that Mr. Ortega agrees to the continuance and to time being tolled and waived as requested.

3 **IT IS SO STIPULATED.**

4 DATED: January 13, 2012

Respectfully submitted,

5 MELINDA HAAG  
6 United States Attorney

7 By /s/  
8 HEATHER M. MELTON  
9 Special Assistant U.S. Attorney

10 DATED: January 13, 2012

BARRY PORTMAN  
Federal Public Defender

11 By /s/  
12 STEVEN KALAR  
13 Attorney for Defendant ORTEGA

14 **IT IS SO ORDERED.**

15 DATED: January 23, 2012

16   
17 HON. ELIZABETH D. LAPORTE  
18 United States Magistrate Judge  
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